IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

TUESDAY, THE 10TH APRIL 2007 / 20TH CHAITHRA 1929

WP(C).No. 12116 of 2007(P)

PETITIONER:

P.A.SULFATH, W/O.T.M.IBRAHIM, AGED 36 YEARS, PULICKEEL, M.E.S.JUNCTION, ERATTUPETTA - 686 121 (FORTHER LAB ATTENDER, MUSLIM GIRLS HIGHER SECONDARY SCHOOL, ERATTUPETTA)

BY ADV. SRI.V.A.MUHAMMED
SRI.K.E.HAMZA

RESPONDENTS:

1. **THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, TRIVANDRUM.**
2. **THE DIRECTOR OF HIGHER SECONDARY EDUCATION, TRIVANDRUM.**
3. **THE DISTRICT EDUCATIONAL OFFICER KANJIRAPPALLY, KOTTAYAM DISTRICT.**
4. **THE MANAGER, MUSLIM GIRLS HIGHER SECONDARY SCHOOL, ERATTUPETTA.**
5. **THE HEADMASTER, MUSLIM GIRLS HIGHER SECONDARY SCHOOL, ERATTUPETTA.**

R1 TO R3 BY GOVERNMENT PLEADER (SHRI A. J. VARGHESE)

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 10/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. M. JOSEPH, J.

W.P.C. NO. 12116 OF 2007 P

Dated this the 10th April, 2007

JUDGMENT

Case of the petitioner is that she had worked as Lab Attender in the School of fourth respondent from 23.11.1992 to 31.1.1994 and the said appointment was approved and she was paid salary. As per the amendment to KER which came into effect from 25.6.2005, retrenched incumbent can be inducted in the same, higher or lower category for which she is qualified, in future vacancies. It is stated that a vacancy of Menial has arisen from 1.4.2007. Petitioner staked her claim. But, the fourth respondent has not acceded to it. Heard the learned Government Pleader also. In the nature of the order that I propose to pass, I think it is not necessary to issue notice to the respondents. The Writ Petition is disposed of directing the fourth respondent to consider and take a decision on Ext.P4 in accordance with law, within a period of one month from the date of receipt of a copy of this Judgment.

K. M. JOSEPH, JUDGE

kbk.